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*Attorney for Defendant,
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

EVANSTON INSURANCE COMPANY,

Plaintiff,

vs.

VENTURE POINT, LLC; KEVIN
SCHARRINGHAUSEN; and Does 1 to 100,

Defendants.

Case No.: 2:20-cv-01783-KJD-EJY

STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE HEARING ON
MOTION TO COMPEL EVANSTON
[ECF 41] AND MOTION TO QUASH OR
MODIFY SUBPOENAS DUCES TECUM
TO BURNS & WILCOX ENTITIES AND
CHAUNCY INSURANCE [ECF 50]

COMES NOW, Defendant, KEVIN SCHARRINGHAUSEN (“Scharringhausen”), by and through his counsel of record, The Schnitzer Law Firm and the Law Firm Gerald F. Neal Esq., LLC, Plaintiff, EVANSTON INSURANCE COMPANY (“Evanston”) by and through its counsel of record the law firm Nicolaides Fink Thorpe Michaelides Sullivan LLP and Helm & Associates,

Defendant, VENTURE POINT, LLC (“Venture Point”) by and through its counsel of record the law firm of Hawkins Melendrez, P.C., BURNS & WILCOX, LTD., BURNS & WILCOX OF ARIZONA, LTD., AND BURNS & WILCOX OF NEVADA, LTD, (collectively “Burns & Wilcox”) by and through its counsel of record the law firm of Wolfe and Wyman LLP, and CHAUNCY INSURANCE (“Chauncy”) by and through its counsel of record the law firm of Gordon Rees Scully Mansukhani, LLP, hereby submit their Stipulation and Order to continue the Hearing on Motion to Compel Evanston [ECF 41] and Motion to Quash or Modify Subpoenas Duces Tecum to Burns & Wilcox Entities and Chauncy Insurance [ECF 50].

WHEREAS, Evanston filed the Complaint for declaratory relief in this action on September 24, 2020 (the “Complaint”);

WHEREAS, all briefing on the Motion to Compel Evanston has been completed. On May 3, 2021, Scharringhausen filed the Motion to Compel Evanston [ECF 41]. On May 17, 2021, Evanston Responded to the Motion to Compel Evanston [ECF 46], and on May 24, 2021, Scharringhausen filed his Reply to the Motion to Compel Evanston [ECF 48];

WHEREAS, all briefing on the Motion to Quash or Modify Subpoenas Duces Tecum to Burns & Wilcox Entities and Chauncy Insurance has been completed. On June 4, 2021, Evanston filed the Motion to Quash or Modify Subpoenas Duces Tecum to Burns & Wilcox Entities and Chauncy Insurance [ECF 50]. On June 10, 2021, Burns & Wilcox filed a Joinder to the Motion to Quash or Modify Subpoenas Duces Tecum to Burns & Wilcox Entities and Chauncy Insurance [ECF 51]. On June 15, 2021, Chauncy Insurance Filed a Joinder to the Motion to Quash or Modify Subpoenas Duces Tecum to Burns & Wilcox Entities and Chauncy Insurance [ECF 57]. On June 18, 2021, Scharringhausen Responded to the Motion to Quash or Modify Subpoenas Duces Tecum to Burns & Wilcox Entities and Chauncy Insurance [ECF58], and on June 24, 2021, Burns & Wilcox filed their Reply in support of Joinder to the Motion to Quash or Modify Subpoenas Duces Tecum to the Burns & Wilcox Entities and Chauncy Insurance. [ECF 60]. On June 25, 2021, Evanston filed their Reply to the Motion to Quash or Modify Subpoenas Duces Tecum to the Burns & Wilcox Entities and Chauncy Insurance. [ECF 62];

WHEREAS, attorneys for Scharringhausen will be out of state on the date of the Hearing, the Parties agree to continue the Hearing on the Motion to Compel Evanston [ECF 41] and the



Motion to Quash or Modify Subpoenas Duces Tecum to Burns & Wilcox Entities and Chauncy Insurance [ECF 50] currently scheduled for Monday July 19, 2021, at 1:30 pm to one of the proposed dates below.

- **Monday, August 23, 2021**
- **Tuesday, August 24, 2021**
- **Wednesday, August 25, 2021**
- **Thursday, August 26, 2021**
- **Monday, August 30, 2021**
- **Tuesday, August 31, 2021**

WHEREAS, this stipulation is not made for the purpose of delay or obstruction but is made in good faith, and the continuance will not result in prejudice to any party.

THEREFORE, IT IS HEREBY STIPULATED that:

The Hearing on the Motion to Compel Evanston [ECF 41] and the Motion to Quash or Modify Subpoenas Duces Tecum to Burns & Wilcox Entities and Chauncy Insurance [ECF 50] currently scheduled for Monday July 19, 2021, at 1:30 pm will be continued to the following:

August 24, 2021 at 10:00 a.m., in Courtroom 3B.

THE SCHNITZER LAW FIRM

NICOLAIDES FINK THORPE
MICHAELIDES SULLIVAN LLP

DATED this 7 day of July 2021

DATED this 7 day of July 2021.

BY: /s/ Jordan P. Schnitzer, Esq.

BY: /s/ Jeffrey N. Labovitch, Esq.

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Attorneys for Plaintiff



HAWKINS MELENDREZ, P.C.

WOLFE & WYMAN LLP

DATED this 7 day of July 2021

DATED this 7 day of July 2021.

BY: /s/ Martin I. Melendrez, Esq.

BY: /s/ Jarad D. Beckman, Esq.

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Attorneys for Defendant,

Attorneys for Burns & Wilcox, LTD.,

Venture Point, LLC

Burns & Wilcox of Arizona, LTD., and

Burns & Wilcox of Nevada, LTD.

GORDON REES SCULLY

MANSUKHANI, LLP

DATED this 7 day of July 2021.

BY: /s/ Dylan E. Houston, Esq.

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Attorneys for Chauncy Insurance

ORDER

IT IS SO ORDERED.

IT IS FURTHER ORDERED that the hearing on the Motion to Compel Discovery Responses (ECF No. 41) and Motion to Quash or Modify Subpoenas Duces Tecum to the Burns & Wilcox Entities and Chauncy Insurance (ECF No. 50), currently scheduled for July 19, 2021 shall be continued to August 24, 2021 at 10:00 a.m., in Courtroom 3B.

DATED this 8th day of July 2021.


UNITED STATES MAGISTRATE JUDGE